SB Civil Misc Appeal No. 2129/2007
United India Insurance Co Ltd Vs Hanuman & ors
16.7.2007

Hon'ble Mr Justice Ashok Parihar

Mr Pritam Bijlani– for appellant

The appellant has challenged the award dated 6.4.2007 passed by the Motor Accident Claims Tribunal, Jaipur District, Jaipur, by which, in a case of injury, the respondents claimants have been awarded a sum of Rs.2,82,381/-. The award has been challenged mainly on the ground that the compensation awarded is on the higher side since there is no loss of wages earned by the respondent claimant.

After hearing learned counsel for the parties, I have carefully gone through the material on record.

As per medical report there is permanent disability of 35.39%. The Tribunal has taken note of the age, nature of employment as also future prospects so far as respondent claimant is concerned. Since, after due consideration, proper discretion has been used by the Tribunal in awarded appropriate compensation to the respondents claimants, in the facts and circumstances, no further interference is called for by this court. The appeal

is dismissed accordingly as having no merit.

(Ashok Parihar) J.

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